

LEWIS
AND

ROCA
LLP

L A W Y E R S

3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320

E-Filed on 12/5/07

Susan M. Freeman AZ State Bar No. 004199
Email: sfreeman@lrlaw.com
Rob Charles NV State Bar No. 006593
Email: rcharles@lrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC,
Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**NOTICE OF WITHDRAWAL OF
PROOF OF CLAIM FILED BY THE
JOHN W AND BARBARA S GAY
TRUST**

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

PLEASE TAKE NOTICE that the USACM Liquidating Trust ("USACM Trust") filed its Fifteenth Omnibus Objection to Proofs of Claim Asserting Secured Status on March 20, 2007 [DE 3161], which included an objection to Proof of Claim No. 10725-00725 filed by the John W. and Barbara S. Gay Trust in the amount of \$50,466.00.

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LAWYERS

1 The John W. and Barbara S. Gay Trust responded to the USACM Trust's Fifteenth
2 Omnibus Objection with an informal withdrawal of their proof of claim, attached as
3 Exhibit A.

4 RESPECTFULLY SUBMITTED December 5, 2007.

5 **LEWIS AND ROCA LLP**

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7 By /s/ RC (#006593)
8 Susan M. Freeman
9 Rob Charles
Attorneys for USACM Liquidating Trust

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11 **PROOF OF SERVICE**

12 Copy of the foregoing mailed by First
13 Class, US Mail, postage prepaid, on
14 December 5, 2007 to the following
interested party:

15 The John W. and Barbara S. Gay Trust
16 c/o John W. Gay
17 PO Box 974, #54 Hoff Road
Kenwood, CA 95453

18 /s/ Christine E. Laurel
19 Christine E. Laurel
20 Lewis and Roca
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